

**No. 23-5203**

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**IN THE UNITED STATES COURT OF APPEALS  
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

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UNITED STATES OF AMERICA,

*Plaintiff-Appellee,*

AMERICAN CANCER SOCIETY; AMERICAN HEART ASSOCIATION;  
AMERICAN LUNG ASSOCIATION; AMERICANS FOR NONSMOKERS'  
RIGHTS; NATIONAL AFRICAN AMERICAN TOBACCO PREVENTION  
NETWORK; TOBACCO-FREE KIDS ACTION FUND,

*Intervenors for Plaintiff-Appellees,*

v.

PHILIP MORRIS USA INC.,

*Defendant-Appellant.*

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On Appeal From The United States District Court For The District Of Columbia  
Case No. 1:99-cv-02496-PLF, District Judge Paul L. Friedman

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**STIPULATION OF DISMISSAL**

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Heart Association, American Lung  
Association, Americans for Nonsmokers'  
Rights, National African American  
Tobacco Prevention Network, Tobacco-  
Free Kids Action Fund*

Pursuant to Federal Rule of Appellate Procedure 42(b)(1), Defendant-Appellant Philip Morris USA Inc.; Plaintiff-Appellee the United States of America; and Intervenors-Appellees American Cancer Society, American Heart Association, American Lung Association, Americans for Nonsmokers' Rights, National African American Tobacco Prevention Network, and Tobacco-Free Kids Action Fund stipulate to dismissal of Defendant-Appellant's appeal and agree that each party shall bear its own fees and costs on appeal.

Dated: May 14, 2024

Respectfully submitted,

/s/ Lindsey Powell

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Network, Tobacco-Free Kids Action  
Fund*

**CERTIFICATE OF SERVICE**

I hereby certify that on May 14, 2024, I caused a true and correct copy of this stipulation to be electronically filed through the Court's CM/ECF system, which will send a notice of filing to all registered users.

Dated: May 14, 2024

Respectfully submitted,

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